

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner: Woo, Julian W.

John Y. Yan

Serial No. 10/767,296

Art Unit: 3773

Filed: January 28, 2004

Confirm. No.: 5005

Title: MEDICATED POROUS METAL PROSTHESIS AND A METHOD OF
MAKING THE SAME

Mail Stop Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. §§1.97-1.98**

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicant hereby notifies the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant reserves the right to dispute the listed documents as prior art during examination. Furthermore, Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Second Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.


The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Supplemental Information Disclosure Statement is being submitted after receiving the office action. Accordingly, please charge Deposit Account No. **07-1850** in the amount of **\$180.00** for the fee set forth in 37 CFR §1.17(p). The Commissioner is authorized to charge any deficiencies or other amounts due to Deposit Account No. **07-1850**.

Date: August 22, 2008

SQUIRE, SANDERS & DEMPSEY L.L.P.
One Maritime Plaza, Suite 300
San Francisco, CA 94111
Telephone (415) 954-0200
Facsimile (415) 393-9887

Respectfully submitted,


Reg # 46,525 FOR

James L. Reed
Attorney for Applicants
Reg. No. 43,877